

Case 9:10-cr-80084-WPD Document 44 (Court only) Entered on FLSD Docket 09/15/2014
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PROB 12C
(SD/FL 3/05)

SD/FL PACTS No. 105611

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 9:10-80084-CR-DIMITROULEAS (West Palm Beach Div)
(M-15-1748-M)

PETITION FOR WARRANT OR SUMMONS FOR OFFENDER UNDER SUPERVISION

Name of Offender: Ricardo Dominguez Gutierrez

Name of Sentencing Judicial Officer: The Honorable William P. Dimitrouleas, United States District Judge, Fort Lauderdale, Florida

Date of Original Sentence: December 16, 2010

Original Offense: Aggravated illegal reentry, 18 U.S.C. § 1326(a) and (b)(2), a Class C felony.

Original Sentence: Fifty-seven months custody of the Bureau of Prisons, three years supervised release, and \$100.00 special assessment fee. Special condition: The defendant shall be surrendered to the custody of U.S. Immigration and Customs Enforcement for removal proceedings, and if removed, shall not reenter the United States without the prior written permission of the Undersecretary for Border and Transportation Security.

Type of Supervision: Supervised Release

Date Supervision Commenced: April 2, 2014

Assistant U.S. Attorney:
Emalyn H. Webber
500 Australian Avenue
Suite 400
West Palm Beach, FL 33401
561-820-8711

Defense Attorney:
Neison M. Marks, AFPD
One East Broward Boulevard
Suite 1100
Fort Lauderdale, FL 33301
954-356-7436

PETITIONING THE COURT

- ☒ To issue a warrant
☐ To issue a summons

The probation officer believes that the offender has violated the following condition(s) of supervision:

Violation Number Nature of Noncompliance

1. Violation of Mandatory Condition, by failing to refrain from a violation of the law. On or about August 31, 2014, in Hidalgo County, Texas, the defendant did commit Illegal reentry, contrary to 8 U.S.C. § 1326.

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2.

Violation of Special Condition, by reentering the United States without the written permission of the Secretary for Border and Transportation Security. If the defendant reenters the United States within the term of supervised release, he is to report to the nearest U.S. Probation Officer. On or about August 31, 2014, the defendant reentered the United States without the written permission of the Secretary for Border and Transportation Security as evidenced by his arrest in the Southern District of Texas.

U.S. Probation Officer Recommendation:

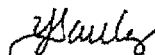
The term of supervision should be

☒ revoked.

☐ extended for _ years, for a total term of _ years.

I declare under penalty of perjury that the foregoing is true and correct.

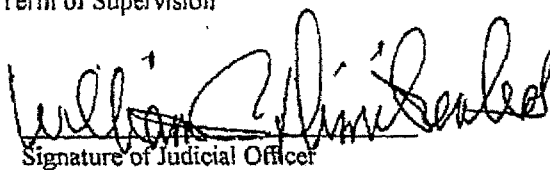
Executed on September 9, 2014

 Yamilee Sanchez
Sep 10 2014 8:21 AM

Yamilee Sanchez
U.S. Probation Officer
Office Phone: 305-259-1309
Cellular: 786-269-3475

THE COURT ORDERS:

- ☐ No Action
☒ The Issuance of a Warrant *No bond*
☐ The Issuance of a Summons
☐ Submit a Request for Modifying the Conditions or Term of Supervision


Signature of Judicial Officer

September 12, 2014
Date